

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RICHARD BLANCHARD,

Plaintiff,

vs.

JP MORGAN CHASE BANK, et al.,

Defendant.

Case No. 2:11-cv-01127-ECR-PAL

ORDER

(Mtn to Stay - Dkt. #13)

This matter is before the court on the Plaintiff Richard Blanchard's Motion for Stay of Litigation Proceedings Pending Determination on Motion to Remand (Dkt. #13). The court has considered the Motion.

Plaintiff requests that the court stay all proceedings until the court decides his Motion to Remand (Dkt. #13). Plaintiff contends this court is not the proper forum, and the District Court of Clark County, Nevada, should determine this matter. He asserts that imposing a stay is in the interest of judicial economy and will prevent the parties from incurring unnecessary fees and costs. Defendants have not filed an opposition or response. Pursuant to LR 7-2(d), "The failure of an opposing party to file points and authorities in response to any motion shall constitute a consent to the granting of the motion." *Id.*

Aside from the Motion to Remand (Dkt. #13), there are two other dispositive motions pending before the district judge— a Motion to Dismiss (Dkt. #7) and a Motion for Declaratory Judgment to Determine Defendants' Standing (Dkt. #30).

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1 Having reviewed and considered the matter, and good cause appearing,

2 **IT IS ORDERED:**

- 3 1. Plaintiff's Motion to Stay (Dkt. #13) is GRANTED.
- 4 2. This matter is temporarily stayed until the District Judge has ruled upon the three
- 5 pending dispositive motions (Dkt. ##7, 13, 30).
- 6 3. Within **thirty days** after the district judge rules on the dispositive motions, the parties
- 7 shall jointly file a proposed discovery plan and scheduling order that complies with LR
- 8 16 for any claim that survives.

9 Dated this 20th day of January, 2012.

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12 PEGGY A. LEEN

13 UNITED STATES MAGISTRATE JUDGE

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